



August 7, 2003

**DESIGN MEMORANDUM No. 03-10**  
**TECHNICAL ADVISORY**

**TO:** All Design, Operations, and District Personnel, and Consultants

**FROM:** /s/ Anthony L. Uremovich  
Anthony L. Uremovich  
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Contracts and Construction Division

**SUBJECT:** Environmental Permits

**EFFECTIVE:** Immediately

**I. Section 404 U.S. Army Corps of Engineers Permits**

The U.S. Army Corps of Engineers now only regularly issues Regional General Permits and Individual Permits. The Corps will occasionally issue a Nationwide Permit, but only under their discretion, in lieu of a Regional General Permit. The designer should not propose an application specifically for a Nationwide Permit.

**A. Regional General Permit**

Generally, any project that affects greater than 0.04 ha (0.1 ac) and up through 0.4 ha (1 ac) of wetlands, affects up through 0.4 ha (1 ac) of surface area of Waters of the United States below the ordinary high water line, affects less than 91.4 m (300 ft) of centerline stream bank length, and does not involve any channel relocation may be eligible for a Regional General Permit notification. Minor channel shaping at structure inlets and outlets is not considered channel relocation.

The procedure for applying for a Regional General Permit is unchanged, and is described in *Indiana Design Manual* Section 9-2.02(10).

## **B. Individual Permit**

If more than 0.4 ha (1 ac) of jurisdictional wetlands is impacted, an Individual Permit is required. The procedure for applying for an Individual Permit is unchanged, and is described in *Indiana Design Manual* Section 9-2.02(08).

## **II. Regulated Drain Permit**

Two counties, in addition to Hamilton, Lake, and LaPorte, now require Regulated Drain Permits. They are Allen and Elkhart.

The procedure for applying for a Regulated Drain Permit is otherwise unchanged, and is described in *Indiana Design Manual* Section 9-3.03. Editable application blanks for Allen, Elkhart, Hamilton, and Lake counties' permits are shown on the Department's website, at:

[www.in.gov/dot/div/contracts/design/forms.html](http://www.in.gov/dot/div/contracts/design/forms.html) .

The instructions for completing the Hamilton County form are shown on that county's website, at:

[www.co.hamilton.in.us/gov/survey/links/crossing-permit-instructions.pdf](http://www.co.hamilton.in.us/gov/survey/links/crossing-permit-instructions.pdf) .

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Attachments